

IN THE SUPREME COURT OF THE STATE OF NEBRASKA

State of Nebraska ex rel. )  
Patricia A. Loontjer, )  
 )  
Relator, )  
 )  
v. )  
 )  
The Honorable John A. Gale, )  
Secretary of State of the )  
State of Nebraska, )  
 )  
Respondent. )

Case No. S-14-0684.

ORDER

**FILED**

AUG 04 2014

CLERK  
NEBRASKA SUPREME COURT  
COURT OF APPEALS

Upon the application of relator to commence an original action herein,

IT IS ORDERED that leave to docket an original action be granted.

IT IS HEREBY ORDERED that the matter be set for oral argument on Wednesday, August 27, 2014, at 2 p.m. Each side shall be given twenty minutes for oral argument.

The parties are hereby ordered to file with the Court an agreed stipulation of facts on or before August 11, 2014. Further, a briefing schedule is ordered as follows:

The parties are given until August 18, 2014, to file simultaneous briefs. The parties may file simultaneous reply briefs on or before August 22, 2014.

The briefs shall include, but are not limited to, the following issues:



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1. Whether this is a "case relating to the revenue" and/or an action for mandamus within the meaning of Neb. Const. art. V § 2;

2. Whether a challenge to an amendment to the Nebraska Constitution proposed by resolution of the Legislature under the "separate presentation" clause of Neb. Const. art. XVI § 1 is ripe for preelection review;

3. Whether the Secretary of State has the authority and/or duty to prevent an amendment to the Nebraska Constitution proposed by resolution of the Legislature from being placed on the ballot based on the "separate presentation" clause of Neb. Const. art. XVI § 1.

All other briefing requirements shall be followed as set forth in Neb. Ct. R. App. P. § 2-109 regarding form, preparation, and page limits.

Dated this 4th day of August, 2014.

BY THE COURT:

A handwritten signature in black ink, appearing to read 'Michael G. Heavican', written over a horizontal line.

Michael G. Heavican  
Chief Justice